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C-13-15(a)Motion (Rev. 10/06)

### UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF NORTH CAROLINA

| In Re:              | )             | Motion and Notice<br>Chapter 13 |          |       |
|---------------------|---------------|---------------------------------|----------|-------|
| DEMIS, HOYT         | xxx-xx-4890 ) |                                 |          |       |
| DEMIS, LORI COUCH   | xxx-xx-3765 ) |                                 |          |       |
| 2101 SHADY OAK LANE | )             | No:                             | 14-11298 | C-13C |
| ARCHDALE, NC 27263  | )             |                                 |          |       |
|                     | Debtors )     |                                 |          |       |

The undersigned Standing Trustee respectfully moves the Court for an Order as follows:

This Plan was confirmed February 3, 2015. The Order Confirming the Plan establishes unsecured claims into Class A claims representing claims where the female Debtor is either individually or jointly liable; Class B claims where the male Debtor is either individually or jointly liable; and Class C claims where the male Debtor and female Debtor are jointly liable. The Trustee is informed and believes that the filed unsecured non-priority claims should be classified as follows:

| CLASS A CLAIMS  |   |   |   |  |  |  |
|---|---|---|---|--|--|--|
| Court#  | Trustee#  | Claimant  | Amount  |  |  |  |
| 1-1<br>3-1<br>4-1<br>7-1<br>8-2<br>12-1<br>18-1<br>20-1<br>21-1<br>23-1 | 19<br>20<br>26<br>11<br>4<br>21<br>14<br>16<br>15<br>47 | DISCOVER PERSONAL LOANS DISCOVER BANK DEPT STORES NATIONAL BANK/MACYS INTERNAL REVENUE SERVICE AMERICAN HONDA FINANCE CORP FIRST BANK CERASTES LLC COMENITY CAPITAL BANK/PAYPAL CREDIT BEESON HARDWARE CO INC N C DEPARTMENT OF REVENUE | \$ 12,951.49<br>\$ 9,618.15<br>\$ 186.68<br>\$ 33,872.30<br>\$ 6,821.67<br>\$ 35,080.94<br>\$ 2,970.19<br>\$ 1,432.31<br>\$ 1,535.66<br>\$ 24,378.89<br>\$ 128,848.28 |  |  |  |
| CLASS B CLAIMS  |   |   |   |  |  |  |
| Court#  | Trustee#  | Claimant  | Amount  |  |  |  |
| 7-1<br>10-1<br>12-1<br>13-1<br>14-1<br>15-1<br>19-1<br>23-1             | 11<br>25<br>21<br>45<br>44<br>43<br>28<br>47            | INTERNAL REVENUE SERVICE JEFF WEBSTER & LEANNE WEBSTER FIRST BANK FIRST BANK FIRST BANK FIRST BANK MAJESTIC FLOOR COVERING LLC N C DEPARTMENT OF REVENUE  | \$ 33,872.30<br>\$ 160,000.00<br>\$ 35,080.94<br>\$ 38,398.05<br>\$ 32,685.05<br>\$ 28,624.41<br>\$ 39,273.40<br>\$ 24,378.89<br>\$ 392,313.04                        |  |  |  |
| CLASS C CLAIMS  |   |   |   |  |  |  |
| Court#  | Trustee#  | Claimant  | Amount  |  |  |  |
| 7-1<br>12-1<br>23-1   | 11<br>21<br>47  | INTERNAL REVENUE SERVICE<br>FIRST BANK<br>N C DEPARTMENT OF REVENUE   | \$ 33,872.30<br>\$ 35,080.94<br>\$ 24,378.89  |  |  |  |

\$ 93,332.13

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The Trustee recommends that an Order be entered establishing Class A claims, Class B claims, and Class C claims as indicated above.

Date: May 14, 2015

AJKT:lac

Standing Trustee

#### **NOTICE**

TAKE NOTICE THAT any interested party who has an objection to the Motion MUST FILE A WRITTEN OBJECTION on or before <u>June 15, 2015</u> with the parties named on the attached Parties To Be Served list and with the U.S. Bankruptcy Court at the following address:

101 S. Edgeworth Street Greensboro, NC 27401

If no objections are filed within the time period, the Court will consider this motion without a hearing. If objections are timely filed, a hearing on the motion will be held on <u>July 7, 2015</u> at 2:00 p.m., in the following location:

Courtroom #1 Second Floor 101 S. Edgeworth Street Greensboro, NC 27401

Date: May 15, 2015 OFFICE OF THE CLERK U.S. Bankruptcy Court

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## PARTIES TO BE SERVED PAGE 1 OF 2 14-11298 C-13G

ANITA JO KINLAW TROXLER STANDING TRUSTEE PO BOX 1720 GREENSBORO NC 27401-1720

HOYT DEMIS LORI COUCH DEMIS 2101 SHADY OAK LANE ARCHDALE, NC 27263

JAMES L TENNANT ESQ P O BOX 4585 ARCHDALE, NC 27263

DISCOVER FINANCIAL SERVICES LLC ATTN MANAGING AGENT P O BOX 3025 NEW ALBANY OH 43054

MATTHEW L UNDERWOOD ESQ BROCK & SCOTT PLLC 5121 PARKWAY PLAZA BLVD STE 300 CHARLOTTE NC 28217

DISCOVER PERSONAL LOANS ATTN MANAGING AGENT P O BOX 30954 SALT LAKE CITY, UT 84130

DEPT STORES NATL BANK/MACYS ATTN MANAGING AGENT P O BOX 8053 MASON, OH 45040

WELLS FARGO BANK NA ATTN MANAGING AGENT P O BOX 19657 IRVINE CA 92623-9657

INTERNAL REVENUE SERVICE P O BOX 7346 PHILADELPHIA PA 19101 RECOVERY MGMT SYSTEMS CORP ATTN MANAGING AGENT 25 SE 2ND AVE STE 1120 MIAMI, FL 33131-1605

ALLY FINANCIAL ATTN MANAGING AGENT P O BOX 130424 ROSEVILLE MN 55113

SETERUS INC ATTN MANAGING AGENT P O BOX 2008 GRAND RAPIDS MI 49501 2008

CERASTES LLC % WEINSTEIN & RILEY PS 2001 WESTERN AVE STE 400 SEATTLE WA 98121

MAJESTIC FLOOR COVERING LLC % CARRUTHERS & ROTH P O BOX 540 GREENSBORO NC 27402

DISCOVER BANK DB SERVICING CORP P O BOX 3025 NEW ALBANY, OH 43054

AMERICAN HONDA FINANCE CORP ATTN MANAGING AGENT NATIONAL BANKRUPTCY CENTER P O BOX 168088 IRVING, TX 75016-8088

FIRST BANK ATTN MANAGING AGENT P O BOX 508 TROY, NC 27371

# PARTIES TO BE SERVED PAGE 2 OF 2 14-11298 C-13G

JEFF WEBSTER & LEANNE WEBSTER % DURANT M GLOVER ESQ P O BOX 1799 GREENSBORO, NC 27402-1799

BEESON HARDWARE CO INC ATTN MANAGING AGENT P O BOX 1390 HIGH POINT, NC 27261-1390 COMENITY CAPITAL BANK/PAYPAL CREDIT % WEINSTEIN & RILEY PS 2001 WESTERN AVE STE 400 SEATTLE, WA 98124-3978

N C DEPARTMENT OF REVENUE BANKRUPTCY UNIT P O BOX 1168 RALEIGH, NC 27602-1168